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RESPONSE UNDER 37 CFR 1.116
EXPEDITED PROCEDURE
EXAMINING GROUP 3621
Docket No.: 1405.1020

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Hideyuki HIRANO et al.

Serial No. 09/559,259

Group Art Unit: 3621

Confirmation No. 2237

Filed: April 27, 2000

Examiner: James A. Reagan

For: DATA MANAGEMENT METHOD

RESPONSE AFTER FINAL REJECTION

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Attention: **MAIL STOP AF**

Sir:

This is in response to the Office Action mailed March 14, 2005, and having a period for response set to expire on June 14, 2005. A Petition for a One Month Extension of Time, together with the requisite fee, is enclosed thereby extending the response due date to July 14, 2005.

The following remarks are respectfully submitted. Entry and consideration of the remarks and reconsideration of the claims is respectfully requested, because it is believed that the remarks clarify the patentably distinguishing features of the present invention over the relied upon references to place the application in condition for allowance.

If there are any additional fees associated with filing of this response, please charge the same to our Deposit Account No. 19-3935.

17/08/2005 CCHAU1 00000115 193935 09559259

11 FC:1251 120.00 DA

Adjustment Date: 10/21/2005
07/08/2005 CCHAU1 00000115 193935
01 FC:1251 120.00 CR
SDIRETA1 09559259

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DEPLETE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Attorney Docket No. 1405.1020

In re Patent Application of:

Hideyuki HIRANO et al.

Application No.: 09/559,259

Confirmation No.: 2237

Filed: April 27, 2000

For: DATA MANAGEMENT METHOD

Group Art Unit: 3621

Examiner: James A. Reagan

2005 SEP -6 11 11 55

US PATENT & TRADEMARK
OFFICE

REQUEST FOR REFUND TO DEPOSIT ACCOUNT

MAIL STOP 16

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Attached hereto is a copy of a Petition for Extension of Time showing a payment of first month extension of time fee of \$120.00 on July 7, 2005 to respond to the Office Action setting an original due date of June 14, 2005, in the above-referenced patent application. On August 14, 2005, a second month extension of time was inadvertently paid in the amount of \$450.00, because the July 7, 2005 first month extension of time should have been deducted from the August 14, 2005 second month extension of time fee and only \$330.00 should have been paid. It is respectfully requested that the first month extension of time fee of \$120.00 be refunded since this fee was paid twice on July 7, 2005 and again on August 14, 2005 as part of the \$450.00 second month extension of time fees in response to the Office Action setting the original due date of June 14, 2005.

Accordingly, it is respectfully requested that \$120.00 be credited to Deposit Account No. 19-3935 and that the Patent Office acknowledge this credit in writing to the undersigned.

Respectfully submitted,
STAAS & HALSEY LLP

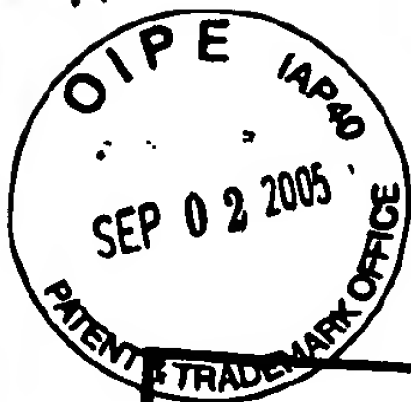
Date: September 2, 2005

By: Mehdi D. Sheikerz

Mehdi D. Sheikerz
Registration No. 41,307

1201 New York Ave, N.W., Suite 700
Washington, D.C. 20005
Telephone: (202) 434-1500
Facsimile: (202) 434-1501

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S&H Form: (02/05)

**REPLY/AMENDMENT
FEE TRANSMITTAL**

Attorney Docket No. 1405.1020
Application Number 09/559,259
Filing Date April 27, 2000
First Named Inventor Hideyuki HIRANO et al.
Group Art Unit 3621

COPY

AMOUNT ENCLOSED

\$120.00

Examiner Name

James A. Reagan

FEE CALCULATION (fees effective 12/08/04)

| CLAIMS AS AMENDED | Claims Remaining After Amendment | Highest Number Previously Paid For | Number Extra | Rate | Calculations |
|--------------------|----------------------------------|------------------------------------|--------------|---------------|--------------|
| TOTAL CLAIMS | 26 | - 26 = | 0 | X \$ 50.00 = | \$ 0.00 |
| INDEPENDENT CLAIMS | 3 | - 3 = | 0 | X \$ 200.00 = | 0.00 |

Since an Official Action set an original due date of June 14, 2005, petition is hereby made for an extension to cover the date this reply is filed for which the requisite fee is enclosed (1 month (\$120)):

120.00

If Notice of Appeal is enclosed, add (\$500.00)

If Statutory Disclaimer under Rule 20(d) is enclosed, add fee (\$130.00)

Information Disclosure Statement (Rule 1.17(p)) (\$180.00)

Total of above Calculations =

Reduction by 50% for filing by small entity (37 CFR 1.9, 1.27 & 1.28)

\$ 120.00

TOTAL FEES DUE =

\$ 120.00

(1) If entry (1) is less than entry (2), entry (3) is "0".

(2) If entry (2) is less than 20, change entry (2) to "20".

(4) If entry (4) is less than entry (5), entry (6) is "0".

(5) If entry (5) is less than 3, change entry (5) to "3".

METHOD OF PAYMENT

☐ Check enclosed as payment.

☒ Charge "TOTAL FEES DUE" to the Deposit Account No. below.

☐ No payment is enclosed.

GENERAL AUTHORIZATION

☒ If the above-noted "AMOUNT ENCLOSED" is not correct, the Commissioner is hereby authorized to credit any overpayment or charge any additional fees necessary to:

Deposit Account No.

19-3935

Deposit Account Name

STAAS & HALSEY LLP

☒ The Commissioner is also authorized to credit any overpayments or charge any additional fees required under 37 CFR 1.16 (filing fees) or 37 CFR 1.17 (processing fees) during the prosecution of this application, including any related application(s) claiming benefit hereof pursuant to 35 USC § 120 (e.g., continuations/divisionals/CPAs under 37 CFR 1.53(b) and/or continuations/divisionals/CPAs under 37 CFR 1.53(d)) to maintain pendency hereof or of any such related application.

SUBMITTED BY: STAAS & HALSEY LLP

Typed Name

Mehdi D. Sheikerz

Signature

Reg. No.

41,307

Date

July 7, 2005

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Please Date Stamp and return

Reply Fee Transmittal; Response After Final Rejection; Deposit Account Charged \$120.00 ✓

APPLICANT(S): Hideyuki HIRANO et al.
SERIAL NO: 09/559,259
CONFIRMATION NO. 2237
TITLE: DATA MANAGEMENT METHOD
FILING DATE: April 27, 2000
DOCKET NO: 1405.1020/MS:na
DUE DATE: July 14, 2005



35

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**REQUEST FOR CONTINUED EXAMINATION (RCE)
TRANSMITTAL**

S&H Form: PTO/SB/30 (12/04)

(INCLUDING FILING FEE AND/OR PETITION FOR
EXTENSION OF TIME FEE)

COPY

Subsection (b) of 35 U.S.C. §132, effective May 29, 2000
provides for continued examination of a utility or plant application
filed on or after June 8, 1995.
See The American Inventors Protection Act of 1999 (AIPA)

To: **Commissioner for Patents
Box RCE
PO Box 1450
Alexandria, VA 22313-1450**

Attorney Docket No.: 1405.1020

| | | | |
|----------------------|------------------------|-----------------|-----------------|
| First Named Inventor | Hideyuki HIRANO et al. | | |
| Application No. | 09/559,259 | Group Art Unit | 3621 |
| Filing Date | April 27, 2000 | Examiner | James A. Reagan |
| CPA Filing Date | | Confirmation No | 2237 |
| Title of Invention | DATA MANAGEMENT METHOD | | |

This is a Request for Continued Examination (RCE) under 37 C.F.R. §1.114 of the above-identified application.

1.

Submission required under 37 C.F.R. §1.114 (Box a or b must be completed)

- a. ☒ Previously submitted
- i. ☒ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on July 7, 2005
(Any unentered amendment(s) referred to above will be entered).
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on ____
- iii. ☐ Other
- b. ☒ Enclosed
- i. ☒ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☐ Other


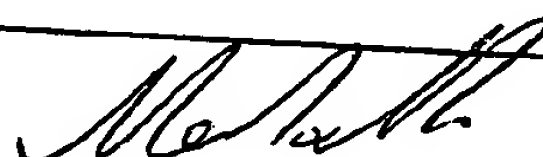
2.

Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. §103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. §1.17(i) required).
- b. ☐ Other



Serial No. 09/559,259

| BASIC FEE | | | | | \$ | 790.00 |
|---|--|------------------------------------|--------------|------------------|-----------------|---------|
| Since an Official Action set an <u>original</u> due date of <u>June 14, 2005</u> , petition is hereby made for an extension of time to cover the date this RCE is filed, for which the requisite fee is enclosed (2 months (\$450)); | | | | | | 450.00 |
| Claims As Amended | Claims Remaining After Amendment | Highest Number Previously Paid For | Number Extra | Rate | | |
| Total Claims | 26 | 26 | - 20 = | 0 | X \$ 50.00 = | \$ 0.00 |
| Independent Claims | 3 | 3 | - 3 = | 0 | X \$ 200.00 = | \$ 0.00 |
| Suspension Fee (\$130.00) | | | | | | |
| Total of above Calculations = | | | | | | |
| Reduction by 50% for filing by small entity (Note 37 C.F.R. 1.9, 1.27, 1.28). | | | | | \$ | 1240.00 |
| TOTAL FEES DUE = | | | | | | |
| | | | | | \$ | 1240.00 |
| 4. <input type="checkbox"/> Small entity status: a. <input type="checkbox"/> Verified Statement Claiming Small Entity Status. b. <input type="checkbox"/> A Verified Statement Claiming Small Entity Status was previously filed and such status is still proper and desired. c. <input type="checkbox"/> is no longer claimed. | | | | | | |
| 5. <input type="checkbox"/> Other: | | | | | | |
| 6. METHOD OF PAYMENT <input checked="" type="checkbox"/> A check in the amount of \$ <u>\$1240.00</u> is enclosed. <input type="checkbox"/> Charge "TOTAL FEES DUE" to Deposit Account No. 19-3935. (A duplicate copy of this form is enclosed.) | | | | | | |
| 7. GENERAL AUTHORIZATION <input checked="" type="checkbox"/> The Commissioner is hereby authorized to credit any overpayment or charge any additional fees under 37 C.F.R. 1.16 (filing fees) or 37 C.F.R. 1.17 (processing fees) during the prosecution of this application and of any related application(s) claiming benefit hereof pursuant to 35 U.S.C. §120 to maintain pendency hereof and of any such related application to: Deposit Account No. 19-3935. | | | | | | |
| 8. CORRESPONDENCE ADDRESS STAAS & HALSEY LLP  21171 PATENT TRADEMARK OFFICE | | | | | | |
| 9. SIGNATURE OF ATTORNEY OR AGENT REQUIRED | | | | | | |
| NAME | Mehdi D. Sheikerz | | | REGISTRATION NO. | 41,307 | |
| SIGNATURE |  | | | DATE | August 15, 2005 | |

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Please Date Stamp and return

Request for Continued Examination (2 pages); Amendment (12 pages); Check \$1,240.00

APPLICANT(S): Hideyuki HIRANO et al.

SERIAL NO: 09/559,259

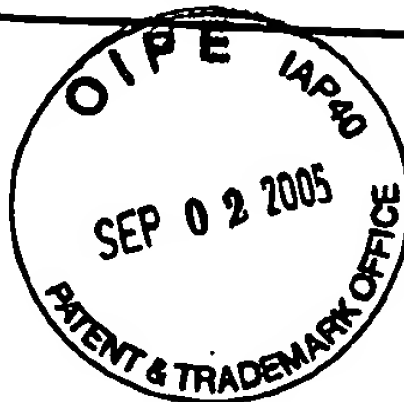
CONFIRMATION NO. 2237

TITLE: DATA MANAGEMENT METHOD

FILING DATE: April 27, 2000

DOCKET NO: 1405.1020/MS:na

DUE DATE: August 14, 2005



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REST AVAILABLE COPY